

Remarks:

This amendment is submitted in an earnest effort to advance this case to issue without delay.

The new main method claim makes it clear that piles are formed by high-pressure injection around vertical steel girders, that the beam assembly or sleeper frame of this invention is secured to these girders after the concrete is cured, and that a body of concrete is cast around the reinforcement structure holding together the beams and also around the girder ends. Nothing like this is seen in the art.

US 152,469 of Dehuff describes a system where concrete piles are "driven" (second paragraph, line 4) into the ground and then, presumably immediately, the rails are attached to them. This is an altogether different system.

In US 3,300,140 of Moses the two rail-supporting beams apparently sit right on the ballast, like standard sleepers. This is once again an altogether different method from that of this invention. Thus no §103 rejection can be made on the combination of Dehuff and Moses because critical steps - the curing and the surrounding of vertical girders with concrete - are missing from both references.

The dependent claims describe other important features of the invention.

K.F. Ross P.C.

/Andrew Wilford/

by: Andrew Wilford, 26,597
Attorney for Applicant

10 March 2009
5683 Riverdale Avenue Box 900
Bronx, NY 10471-0900
Cust. No.: 535
Tel: 718 884-6600
Fax: 718 601-1099
Email: email@kfrpc.com

Enclosure: One-month extension